

App. No. 10/715,709
Amendment Dated: June 26, 2007
Reply to Office Action of March 26, 2007

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REMARKS/ARGUMENTS

The claims have been amended as set forth above. No new matter has been added. Applicants assert that the claims are in condition for allowance.

I. Removal of Reference

Application 10/715,709 and U.S. Patent Publication No. 2004/0268237 were, at the time the invention of application 10/715,709 was made, owned by Microsoft Corporation of Redmond, Washington. Accordingly, applicants request removal of the reference under 35 U.S.C. 103(a).

II. Provisional Double Patenting Rejection

Claims 1-20 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting over claims 1-20 of copending Application No. 11/049,527. Attached hereto is a timely filed terminal disclaimer. Applicants respectfully request removal of the rejection.

III. Rejection under 35 U.S.C. 101

Claims 12-18 are rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter. Claims 12-18 have been amended to recite "computer-readable storage medium." Applicants respectfully request reconsideration.

IV. Rejections under 35 U.S.C. 103(a)

Claims 1-5, 7-12, and 14-20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bray ("XML Namespaces by Example, 1999) (hereinafter "Bray") in view of U.S. Patent Publication No. 2004/0268237 published to Jones et al. (hereinafter "Jones"). Claims 6 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Bray in view of Jones and further in view of U.S. Patent Publication No. 2004/0103199 published to Chao et al. (hereinafter "Chao"). In view of the removal of the Jones reference, applicants respectfully request reconsideration of the claims.

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In view of the foregoing amendments and remarks, all pending claims are believed to be allowable and the application is in condition for allowance. Therefore, a Notice of Allowance is respectfully requested. Should the Examiner have any further issues regarding this application, the Examiner is requested to contact the undersigned attorney for the applicant at the telephone number provided below.

Respectfully submitted,

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PATENT TRADEMARK OFFICE

which would extend beyond the expiration date of the full statutory term as shortened by any terminal disclaimer filed prior to the grant of any patent granted from pending second U.S. Patent Application Serial No. 11/049,527, filed on February 1, 2005, and entitled METHOD AND SYSTEM FOR MAPPING TAGS TO CLASSES USING NAMESPACES ("second application") and hereby agrees that any patent so granted on the present application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted on the second application, this agreement to run with any patent granted on the present application and to be binding upon the grantee, its successors, or assigns.

In making the above disclaimer, Petitioner does not disclaim the terminal part of any patent granted on the present application that would extend to the full statutory term as shortened by any terminal disclaimer filed prior to the patent grant on the second application, in the event that any such issued patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certification, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are